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TOWNSEND and TOWNSEND and CREW LLP

By Elizabeth Nesbit
Elizabeth Nesbit

PATENT

Attorney Docket No.: 019916-004100US
Client Ref. No.: 0010C-US

Customer No. 20350

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

STEPHEN A. EMPEDOCLES et al.

Application No.: 09/827,256

Filed: April 5, 2001

For: SPATIAL POSITIONING OF
SPECTRALLY LABELED BEADS

Confirmation No. 4344

Examiner: SMITH, Zandra V.

T.C./Art Unit: 2876

AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed November 16, 2004, please enter the following amendments and remarks:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.

03/07/2005 AJOHNS01 00000001 201430 09827E56

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PATENT APPLICATION FEE DETERMINATION RECORD
Substitute for Form PTO-875Application or Docket Number
09827256

CLAIMS AS FILED – PART I

(Column 1) (Column 2)

FOR	NUMBER FILED	NUMBER EXTRA
BASIC FEE (37 CFR 1.16(a))		
TOTAL CLAIMS (37 CFR 1.16(c))	minus 20 =	*
INDEPENDENT CLAIMS (37 CFR 1.16(b))	minus 3 =	*
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))		

SMALL ENTITY

OR

RATE	FEES
	\$_____
X \$_____ =	
X \$_____ =	
+ \$_____ =	

TOTAL

OTHER THAN
SMALL ENTITY

RATE	FEES
	\$_____
X \$_____ =	
X \$_____ =	
+ \$_____ =	

TOTAL

* If the difference in column 1 is less than zero, enter "0" in column 2.

CLAIMS AS AMENDED – PART II

AMENDMENT		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	(Column 1)	(Column 2)	(Column 3)
						Total (37 CFR 1.16(c))	21	Minus
				** 5	= 4	Independent (37 CFR 1.16(b))	9	Minus
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))								

SMALL ENTITY

OR

RATE	ADDI- TIONAL FEE
X \$_____ =	
X \$_____ =	400
+ \$_____ =	

TOTAL
ADD'L FEEOTHER THAN
SMALL ENTITY

RATE	ADDI- TIONAL FEE
X \$_____ =	
X \$_____ =	
+ \$_____ =	

TOTAL
ADD'L FEE

AMENDMENT		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	(Column 1)	(Column 2)	(Column 3)
						Total (37 CFR 1.16(c))	Minus	**
				***	=	Independent (37 CFR 1.16(b))	Minus	***
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))								

RATE	ADDI- TIONAL FEE
X \$_____ =	
X \$_____ =	
+ \$_____ =	

TOTAL
ADD'L FEE

RATE	ADDI- TIONAL FEE
X \$_____ =	
X \$_____ =	
+ \$_____ =	

TOTAL
ADD'L FEE

AMENDMENT		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	(Column 1)	(Column 2)	(Column 3)
						Total (37 CFR 1.16(c))	Minus	**
				***	=	Independent (37 CFR 1.16(b))	Minus	***
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))								

RATE	ADDI- TIONAL FEE
X \$_____ =	
X \$_____ =	
+ \$_____ =	

TOTAL
ADD'L FEE

RATE	ADDI- TIONAL FEE
X \$_____ =	
X \$_____ =	
+ \$_____ =	

TOTAL
ADD'L FEE

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

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